

ORIGINAL

AO 440 (Rev. 10/93) Summons in a Civil Action - SDNY WEB 4/99

United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

United States of America

SUMMONS IN A CIVIL CASE**V.**

CASE NUMBER:

Thomas P. Sobiech, Robin Sobiech, Nichris Corporation, Pine Island Group, Inc.,
Gotham Renovation Group, Inc., Orange County Trust Company, Joseph Wu,
Sharyland L.P. d/b/a Plantation Produce Company, M&M Packaging, Inc., Mellon
Bank, United Penn Bank, Pietrzak & Pfau Engineering & Surveying, LLC, John Does
Nos. 1-10 and Jane Does Nos. 1-10

07 CV

6335

TO: (Name and address of defendant)

Robin Sobiech
1005 County Route 1
Pine Island, NY 10969
Mailing address: P.O. Box 7

JUDGE BRIEANT

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Michael J. Garcia
United States Attorney for the Southern District of New York
By: Kristin L. Vassallo, Assistant United States Attorney
86 Chambers Street, 3rd Floor
New York, NY 10007

an answer to the complaint which is herewith served upon you, within 30 days after service of this
summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for
the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period
of time after service.

J. MICHAEL McMAHON

JUL 11 2007

CLERK

DATE

(BY) DEPUTY CLERK

US DISTRICT COURT OF THE SOUTHERN DISTRICT OF NEW YORK

AFFIDAVIT OF SERVICE

COUNTY OF

UNITED STATES OF AMERICA,

ATTORNEY: CAPITAL PROCESS

FF/INDEX #: 07 CV 6335 (CLB)

DATE FILED: 7/11/07

DOCKET #:

- AGAINST -

Plaintiff(s)/Petitioners(s)

THOMAS P. SOBIECH, ET AL

Defendants(s)/Respondent(s)

COURT D/T:

AMOUNT:

STATE OF NEW YORK COUNTY OF ORANGE ss:

THE UNDERSIGNED DEPONENT BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on JULY 28, 2007 at 6:15 PM at 1005 COUNTY ROUTE 1, P.O. BOX 7, PINE ISLAND, NY 10969

deponent served the within SUMMONS IN A CIVIL CASE, COMPLAINT, NOTICE OF PENDENCY, JUDGE'S RULES, MAGISTRATE'S RULES AND ELECTRONIC CASE FILING NOTICE

on ROBIN SOBIECH

therein named

SUITABLE AGE



By delivering a true copy thereof to and leaving with THOMAS SOBIECH - CO-OCCUPANT a person of suitable age and discretion, the said premises being the defendants - respondents



dwelling place



place of business



last known address

within the State of New York



AND AT THE SAME TIME PAYING IN ADVANCE

THE AUTHORIZED FEE

DESCRIPTION

Deponent describes the individual served as follows:

MALE WHITE SKIN BLACK & GRAY HAIR 43-48 YRS. 5'8"-5'10" 165-175 LBS.

Other identifying features:

MUSTACHE

MAILING



Deponent completed said service under the last two sections by depositing a copy of the above named process in a postpaid properly addressed envelope in an official depository under the exclusive card and custody of the United States Post Office in the State of New York, addressed to the defendant in an envelope bearing the legend "Personal and Confidential" and not indicating on the outside of the envelope that the communication is from an attorney

Mailed on: JULY 30, 2007



at his last known residence



at his place of business



at his last known address

Address confirmed by:

MILITARY SERVICE



I asked the person spoken to whether defendant was in active military service of the United States or of the state of New York in any capacity whatever and received a negative reply. Defendant wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated.

Upon information and belief I aver that the defendant is not in the military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on: AUGUST 15, 2007

JOAN KULIKOWSKI

JOHN GOULD
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ORANGE COUNTY
COMMISSION EXPIRES JULY 15, 20__
01G05013764

JOANN JOHNSON
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ORANGE COUNTY
COMMISSION EXPIRES AUGUST 15, 20__
01J05031856

KATHLEEN GOULD
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ORANGE COUNTY
COMMISSION EXPIRES NOVEMBER 30, 20__
4632958